(P-13)

G. R. S. 58
Previous references.

File No. / 84-07

1907-8

Serial Nos. /87

(Sep; Revr)

Later references.
S.R. 241-09 881-2. Bdle 10.
Y.R. 24-14 (60, 63 & 64)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. /87

Part B. for march 08

SUBJECT.

Inamdar's claim to the toddy revenue of Ganipalya village, Nelamangala Tq.

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1) From the Offg Excise Commissioner.
No. 6792 & 14-2-08. (D. 3080).

Submits the records of enquiry relating to the toddy revenue of Ganipalya & states that the claim may be disallowed.

2) To the Comptroller & Excise Comm^r No. Fl 4623 of 16.3.08.

Disallows the Inamdar's claim to the toddy revenue & states that the Tahsildar is entitled to tree rent when trees are tapped.

GPB .-8,000—7-4-07

3880

G.R.S. 11] 1907-08

GENERAL AND REVENUE SECRETARIAT

(Sep. Rev.)

NOTES.

File. No. 184-07.

FILE HEADING.

Inamdar's claim to the toddy revenue of Gavipalya village, Nelamangala Tqf.

From

The offg. Excise Commissioner.

No. 6792 Dated 14/2/08 Received 18/2/08

Diary No. 3080	Enclos.	Spare Copies.	Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Submits the records of enquiry relating to the claim of the Inamdar to the toddy revenue of Gavipalya village, and states that he agrees with the finding of the Dy Comr & the investigating Officer that the Inamdar is not entitled to the revenue claimed.

NOTES AND ORDERS.

Submitted with a draft Disallowing the claim. 3/ 2.3.08 3/ Subm 20/2/08

Draft approved. 3/3

29.2.08

6006 4/3 4/3

NOTES — First sheet.

GPB—30,000—20-3-06.

Issue 4/3 24/3 4/3

G. R. S. 12]
General and Revenue Secretariat.

S. R. File No. 184 of 1907-08

Serial No.	
2.	To the Excise Commissioner " the Comptroller No. 4642-38 16.3.08. The village being endowed for the support of Tapasvinee Anjaneya Devaru and as the Sannad alienating the village was not produced and the Inam Settlement conducted in 1875 reserved the abkari Revenue to Govt, & disallows the claim of the Inamdar for ~~renewal~~ the toddy revenue & states that the temple is entitled to the tree rent when the trees are tapped.

NOTE—Contn. sheet.

GPB—50,000—17-3-07

D 3080 S R

Office of the Excise Commissioner
in Mysore,
Dated Bangalore, 14th February 1908.

No. 6792
In 2 d file

S. R. 184-07-1.

From

H.H. Sparkes Esquire,
Excise Commissioner, in Mysore.

To

C.S. Balasundram Iyer Esquire, B.A.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
General & Revenue Departments.

Sir,

In submitting herewith the records of enquiry relating to the Inamdar's claim to the Excise Revenue from toddy of Jodi Gavipalya village in the Nelamangala Taluk received under cover of letter No. A 203 dated 27th December 1907 from the Deputy Commissioner, Bangalore District, I have the honor to state that I concur in the opinions recorded by the investigating officer and the Deputy Commissioner that the Inamdar is not entitled to the Excise Revenue from toddy of the village.

2. The sannad granting the village was not produced and the rights to abkari have been reserved to Government at the Inam settlement held in 1875. Of the four marginally noted papers in the file which were produced by the Inamdar in proof of his enjoyment of the right, the oldest or dated 16-2-1886 and these are agreements for having leased out the date trees and not the toddy Excise. The other two papers also confirm the same view.

1. Agreement of Ediga Venkatramanappa of Kolegana-halli-palya dated 1-10-1886.
2. ---do--- , , 16-2--1886.
3. Letter NO. 2 dated 7-6-90 of J. Subba Rao Toddy Sub-~~Inspector~~ contractor.
4. Agreement dated 11-7-1890 executed by Venkatramanappa of Yelahanka.

3. In these circumstances the Inamdar is entitled to nothing more than tree-rent. There is no toddy shop in the village but there is a date grove and the case therefore falls under rule 4,

4, 8 and 16 of the rules of the 2nd August 1901,

4. The delay in the submission of the papers by the Deputy Commissioner is due to the time taken up in ascertaining the amount payable to the Inamdar, a copy of the letter No. A 203 dated 27-12-1907 with its enclosure is herewith submitted for reference. The amount of 1/5th of the grove-~~farm~~ rent payable to the Inamdar will be verified and determined when submitting the refund bill on receipt of the orders of Government on the admissibility or otherwise of the claim.

I have the honor to be,

Sir,

Your most obedient Servant,

Excise Commissioner in Mysore.

A 203.

Bangalore District,
Deputy Commissioner's office,
Dated 26/27 th December 1907.

From

D. Devaraj Urs Esquire.,
Deputy Commissioner
Bangalore District.

To

H. H. Sparkes Esquire,
Excise Commissioner in Mysore.

Sir,

Gavipalya Nelamangala Taluk
Chikkanahalli } Dodballapur Taluk
Gopalpura }
Ardesahalli. } Devanhalli Taluk
Arasanahalli }
Gallahalli }

With reference to your letter No. 98, dated 19/21 ~~December~~ September 1905, returning certain files of records relating to the enquiry into the toddy claims, I have the honor to retransmit herewith the files of the marginally noted villages received with the Dodballapur Sub-Division, Assistant Commissioner letter No. 1146, dated 23rd April 1907 (copy of which is enclosed and to state as follows:- The amounts due to the Inamdars of the several villages quoted above under rule 4 of Government Proceed -ings No. 2074-83/R.F 166-9 dated 2nd August 1907, are recorded in the revised calenders of each case submitted by Mr. Kumaraswami Naik.

2. It would appear from the records that these Inamdars have been allowed to lease out the toddy trees themselves subsequent to 1896-97 and as such they are not entitled to get anything on account of rent during the year 1897-98 in which preliminary tree-tax system was brought into force.

3. The groves of the Inam villages of Ardesahalli, Peddanahalli Arasanahalli, and Gallahalli in the Devanhalli Taluk and Gavepalya in the Nelamangala Taluk were not sold independently but sold clubbed together with other villages from 1892-93 to 1894-95. Thus the amounts awarded for these years in the calendars of these villages appear to have been arrived at by the appointment of the grove-farms rent among the villages whose groves were sold together

together. The other files of records relating to the villages of Giddenahalli, Mahantalingapura, and Komasandra referred to in the letter under reference will be submitted soon after their receipt from the Assistant Commissioner, Bangalore Sub-Division.

I have etc.,

S/D D. Devaraj Urs.

Deputy Commissioner

Bangalore District.

" Copy "

To

The Excise Commissioner in Mysore.

From

K.R. Sreenivasaiengar Esqr,

Senior Asstt. Commissioner

Doddaballapur.

To,

H.H. Sparkes Esquire,

Deputy Commissioner

Bangalore District.

Dated

Despatched 23rd April 1907.

Received

General No.

No.1146.

Enclosure No. 6 files.

Sir,

With reference to your Memo No.127, dated 18th October 1905, forwarding for further enquiry to the claims of toddy revenue of the Inamdars of the marginally noted villages I have the honor to report as follows:

1. Gavipalya, Nelamangla Taluk.
2. Chokkanahalli } Doddaballapur Taluk.
3. Itagalpura }
4. Ardesahalli }
5. Arasanahalli } Devanahalli Taluk.
6. Pendanahalli }
7. Gollahalli }

From the enquiry held by my predecessor, it is clear that the Inamdars of none of the 6 - villages in question are entitled to the toddy revenue of these villages. The only question of determination is the amount of refund to which these Inamdars may be entitled under rules 4,8 and 17 of the Rules published in Government order No. 2074-83/R.F.166-92, dated 2nd - August 1901.

2. As regards the claims of the Inamdars for 1/5 of the grove

grove farm rent under rule 4, the revised calendars of each case submitted by Mr. Kumaraswami Naik give the grove farm rents in the villages in question realized during the years 1892-93 to 1896-97 and the 1/5 portion thereof refundable to the Inamdars. I am unable to make out where from the figures given in the Calendars for the grove farm rentals during the above five years were obtained. I see that these figures differ slightly from those furnished to me by the Amildars to whom I made a reference in the matter. I may also add that I have not been able to obtain from the District office full information regarding the grove farm rentals realized during the five years in -- question.

3. As regards claims under rules 8 & 17, notices were issued to the Inamdars and such of them as appeared were heard in support of their claims none of them could give definite and accurate information which would entitle them to any refund of tree rent. It is ascertained from Deputy Commissioner's Yadi No.158, dated 9th November 1906 and also from the reports of the Amildars that from the years 1897-98 the date trees in the Inam villages in question were leased out by the Inamdars themselves and that Government did not place any restriction on their so leasing out the trees or recover any tree rent for trees leased out in these villages. Hence no refund is due to the Inamdars of these villages towards trees rent under rules 16& 17 either for the year 1897-98 when the preliminary tree-tax system was brought into force or during the subsequent years when the tree tax system was fully into operation.

4. I desire to invite your attention to the statement submitted by the Amildar of Devanhalli wherefrom it is seen that a sum of Rs.350-3-8 has already been advanced to the Inamdars of Gollahally though the amount refundable to him under rule 4 amounts to only Rs98-6-5.

5. The records received with the Memo under report as also the records of further enquiries held in this office are herewith submitted as per ferist.

I have &c,

S/D Thumboo Chetty

for Senior Asstt. Commr.

Doddaballapur Division.

"Copy"

S/ D D.Devaraj Urs.

Deputy Commissioner

Bangalore District.

"Copy"

Excise Commissioner in Mysore.

Calendar of a claim to Doddy

Taluk Before Assistant Commissioner

Name of Taluk	Name of Hobli, Samuvai or Nagaru	Name of Sangam, Jodi or Nagamuttha village	Name of Inamdar, Jodidar or Nagamuttha	Documents relied upon	Witness Examined	Finding
Malavanyal Taluk.	Kanaka Koppa	Lodi Sanipalya	Dharmapura Mathada Bagadas of Thapas Nivasiru Nayaneyaru Devaru	Nil	Nil	Inamdars are not entitled to Kandaya Thavaru but 1/3rd of the remaining land and to enjoy free rent for the Inam land held by them.

Gavipalya

vecue enquired into by B. J. Kowasami
angalore dis'trict.

	Amount awarded if any	Grounds of decision
	The amount realized for the 7 years 92-93 to 98-99 as per account of the Excise Depar tment is as follows: 1892-93 = 35—— 93-94 = 58-1-- 94-95 = 53-2-— 95-96 = 132-4-— 96-97 = 1'11—...— 469—13— The amount to be awarded to the Remunerators thereof on the realisation of Rs: 469—13— being: Rs: 93-15-5.	(1) That a certain sum of Rs: 469—13— be awarded to the Remunerators as per Clause 15 of the Agreement. (2) That the said sum be paid by the Collector of Kolar to the Remunerators out of the Revenue realised by the Department in Kolar District.

Collector of Kolar

G.R.S. 28]

File No. 684-9

Serial No. 2

Diary No. of letter replied to 3080

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.

READ— Letter no 6792 dt 14/12/08 from the Deputy Commissioner, the record of enquiry relating to the claim to the Cowry revenue of Jodi Gavipalya village, Nelamangala Tk, Bangalore dist

, *the* 190

Date of issue 16th March/09

Signed by M C Venkatachar

ORDER THEREON, No.

Order thereon no FD 46 42-3 dt 16th March/09

Enl file

The village is granted for the benefit & support of Jangama Muni Archaney

over

SUBJECT

GPB—10,000—10-4-06

Kenroo. It was only
a declaration
confirmed. The
Second declaration
the village was not
produced & the Kenroo
Settlement Conducted
in 1875 reserved the
declaration to Govt. Nor is
the claim to the lands
of these persons barred
been substantiated
either by long enjoyt.
Govt. therefore
of opinion that Concurrent
with the Forest Comte are of opinion
that the temple is
entitled to protection
more than free grant
fragment being
regulated by rules 4.
& 8 & be continued in Fo.
2074-86-Rt.166.92 24/8/07

CSB

Offg Secy.

Recd Comte reserving power

13/3/10

Proceedings of the Government of His Highness the Maharaja of Mysore, Financial (Separate Revenue), dated 16th March 1908.

READ—

Letter No. 6792, dated 14th February 1908, from the Excise Commissioner, submitting the record of enquiry relating to the claim to the toddy revenue of Jodi Gayipalya village, Nelamangala Taluk, Bangalore District.

No. FL. 4642-3—S. R. 184-07-2, DATED BANGALORE, 16TH MARCH 1908.

ORDER THEREON.—The village is endowed for the support of Tapas Muni Anjaneya Devaru. It has only a date grove but no toddy shop. The sannad alienating the village was not produced and the Inam Settlement conducted in 1875, reserved the abkari revenue to Government. Nor is the claim to the excise revenue supported by long enjoyment. Government therefore concurring with the Excise Commissioner are of opinion that that the temple is entitled only to tree rent when the village trees are tapped. Payment will be regulated by Rules 4,8 and 16 contained in Government Order No. 2074-86—R. A. 166-92, dated 2nd August 1907.

Offg. Secy. to Govt., Gen. & Rev. Depts.

To—The Excise Commissioner in Mysore returning records.
The Comptroller in Mysore.

Exd.—C. P. S.